

THE COMMONWEALTH OF MASSACHUSETTS

EXECUTIVE DEPARTMENT

STATE HOUSE • BOSTON 02133

(617) 725-4000

MITT ROMNEY
GOVERNOR

KERRY HEALEY
LIEUTENANT GOVERNOR

June 24, 2006

To the Honorable Senate and House of Representatives:

Pursuant to the provisions of Section 5 of Article 63 of the Amendments to the Constitution, I am today signing House Bill 5057 "An Act Relative to Economic Investments in the Commonwealth to Promote Job Creation, Economic Stability, and Competitiveness in the Massachusetts Economy."

I am signing into law approximately \$385.4 million in line-item appropriations and transfers that will stimulate the economy including:

- \$200 million in bond funded capital improvements including the Massachusetts Opportunity Relocation and Expansion Jobs Program, targeting capital dollars towards infrastructure improvements to generate jobs and investments;
- \$55 million for infrastructure improvements around the Longwood Medical area and Kenmore Square;
- \$6.5 million for grants to promote the study of math and science; and
- \$1.5 million for the Commonwealth's In-State Sales Force.

I am vetoing a total of \$24.1 million in spending, and \$50 million in transfers from the General Fund from this bill. In addition, I am vetoing the historic rehabilitation income tax credit, which would increase the annual cap on credits from \$15 million to \$50 million. This provision will cost the Commonwealth up to \$44 million annually and is not tied to job creation or promoting technology industries.

Unfortunately, the Legislature included funding for several programs not recommended, which will provide very little stimulus to the economy and will not create a significant number of jobs. The Legislature also earmarked funds for special projects in

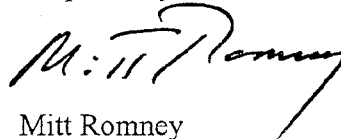
their own districts and distributed funding to entities that should rely on privately raised funds or compete through a grant process. Many of these projects were included through a political process rather than any needs based determination. Therefore, I am eliminating the funding for these items.

In addition:

- I am hereby reducing appropriation amounts in sections 2 and 2A of House 5057 enumerated in Attachment A of this message by the amount and for the reasons set forth therein;
- I am vetoing in their entirety those sections of House 5057 itemized in Attachment B of this message, for the reasons set forth in that attachment; and
- Pursuant to Article 56, as amended by Article 90, Section 3 of the Amendments to the Constitution of the Commonwealth, I am returning several sections with recommendations for amendment. My reasons for doing so and the recommended amendment is set forth in separate letter of even date which is hereby incorporated by reference and included with this message as Attachments C- J.

The remainder of the bill I hereby approve.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Mitt Romney", written over a horizontal line.

Mitt Romney
Governor

Attachment A
Jun 06 Economic Stimulus
Veto Items: Line Item Accounts

Item Number	Action	Reduce By	Reduce To
<i>Section 2A</i>			
Revitalization Initiative for Quincy			
7004-0090	Veto	5,000,000	0
I am vetoing this item which funds a program not recommended.			
Grant to Worcester - CitySquare Project			
7004-2051	Reduce/Strike Wording	1,000,000	25,000,000
I am striking language which earmarks funding for a program not recommended. The reduction in the item incorporates the amount of the stricken earmarked funds.			
Mass. Technology Development Corporation			
7007-9031	Veto	2,500,000	0
I am vetoing this item which funds a program not recommended.			
Grants to Southeast Mass. Defense Manufacturers			
7007-9033	Veto	3,000,000	0
I am vetoing this item which funds a program not recommended.			
Westfield - Engineering and Infrastructure Improve			
7007-9036	Reduce/Strike Wording	1,000,000	2,100,000
I am striking language which earmarks funding for a program not recommended. The reduction in the item incorporates the amount of the stricken earmarked funds.			
Program with UMS Food Science Dept and Industry			
7100-8181	Veto	200,000	0
I am vetoing this item which funds a program not recommended.			

Attachment A
Jun 06 Economic Stimulus
Veto Items: Line Item Accounts

Item Number	Action	Reduce By	Reduce To
<i>Section 2</i>			
Workforce Development Grants			
7003-0702	Reduce	200,000	300,000
I am reducing this item consistent with my veto of section 85, for the reasons set out in Attachment B.			
Housing Main Administration			
7004-0099	Veto	75,000	0
I am vetoing this item consistent with my veto of section 87, for the reasons set out in Attachment B.			
Office of Travel and Tourism			
7007-0900	Veto	6,290,000	0
I am vetoing this item consistent with my veto of section 89, for the reasons set out in Attachment B.			

Attachment B
Jun 06 Economic Stimulus
Veto Items: Outside Sections

Proclamations

Section 3

I am vetoing this section because it binds future governors and imposes unnecessary legislative controls on the Executive Branch.

Global Education Advisory Council

Section 6

I am vetoing this section as it would vastly and inappropriately expand the scope of activities of the global education advisory council. The effect of this legislation would be to grant to the council significant influence over established curriculum that is rated among the best in the country for being accurate, focused, balanced and content-rich. Any further curricular, instructional, and professional development responsibilities in this area more properly belong to the board of education and the department, which have already provided the commonwealth with excellent world history and civics standards.

Global Education Advisory Council

Section 7

I am vetoing this section consistent with my veto of section 6 of this act.

Environmental Insurance Matching Grants to Municipalities

Section 14

I am vetoing this section because it sets up an unfunded grant program, and this can presently be done through the Commonwealth's current insurance program administered by Massachusetts Business Development Corporation.

Office of International Trade

Section 15

I am vetoing this section because it improperly imposes legislative controls on the Executive Branch's management decision.

Massachusetts Life Sciences Center

Section 24

I am vetoing this section because there are vast private resources available for this type of investment.

Manufacturing Workforce Training Tax Increment Financing Plan

Section 35

I am vetoing this section because it creates new tax zones based on vague workforce training needs, not based on job creation.

Attachment B
Jun 06 Economic Stimulus
Veto Items: Outside Sections

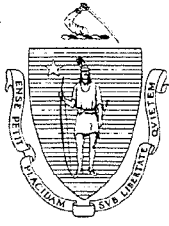
Grant Funding for Technology Development Section 37 I am vetoing this section because its enactment would be inconsistent with the mission of Massachusetts Technology Collaborative.
Massachusetts Technology Park Corporation Grants Section 39 I am vetoing this section because it is consistent with my veto of section 37 of this act.
Special Development Districts Section 41 I am vetoing this section because this issue has not had a public hearing, nor has its impact on existing development programs like District Improvement Financing and Business Improvement Districts been fully vetted. In addition, it would allow for new taxation outside of Proposition 2 ½ and includes eminent domain provisions that could hurt certain property owners.
Massachusetts Historic Rehabilitation Tax Credit Section 49 I am vetoing this section because over the next two years the credit would cost the Commonwealth over \$60 million, and over \$43 million thereafter and there is no apparent job creation or advancement in technology innovation.
Defines Building Contractor Section 53 I am vetoing this section because it is consistent with my veto of section 54 of this act.
Payment of Sales Tax Section 54 I am vetoing this section because it is consistent with my veto of section 55 of this act.
Materialman Filing Requirements Section 55 I am vetoing this section because the effect of this section is to create an open-ended deferral for sales tax payments by certain vendors to the state of potentially over \$30 million.
Massachusetts Historic Rehabilitation Tax Credit Section 65 I am vetoing this section because it is consistent with my veto of section 49.

Attachment B
Jun 06 Economic Stimulus
Veto Items: Outside Sections

Massachusetts Manufacturing Extension Partnership Section 83 I am vetoing this section because it unnecessarily earmarks funds at the Department of Labor.
Workforce Development Earmark Section 85 I am vetoing this section because it unnecessarily earmarks funds at the Department of Labor.
Department of Housing and Community Development Earmark Section 87 I am vetoing this section because it unnecessarily earmarks funds at the Department of Housing and Community Development.
International Trade and International Marketing Partnership Earmark Section 88 I am vetoing this section because it is a duplication of state funding because it unnecessarily earmarks funds in the Office of Travel and Tourism.
Office of Travel and Tourism Earmarks Section 89 I am vetoing this section because it unnecessarily earmarks funds at the Massachusetts Office of Travel and Tourism.
Connecting Activities Increase Section 91 I am vetoing this section because this program is adequately funded in my House 2 recommendation as well as the House and Senate budgets for Fiscal Year 2007.
Transfer to Cultural Facilities Fund Section 96 I am vetoing this section because it is consistent with my amendment changes in Attachment C.
Workforce Competitiveness Trust Fund Section 97 I am vetoing this section because the funding is excessive in light of existing programs that provide workforce training. Funding would be more effectively utilized for training programs tied to actual job opportunities.
Transfer to Life Sciences Investment Fund Section 103 I am vetoing this section because it is consistent with my veto of section 24 of this act.

Attachment B
Jun 06 Economic Stimulus
Veto Items: Outside Sections

Wireless Broadband Development Fund Section 104 I am vetoing this section because it is excessive spending that is inconsistent with my Economic Stimulus proposal.
MassHealth Drug List Section 109 I am vetoing this section because any mandated changes to the MassHealth drug list will compromise its effectiveness as a cost-effective clinical management tool.
Grant to Defense Manufacturer in Southeast Massachusetts Section 110 I am vetoing this section because funds would be limited to companies located in only one region of the Commonwealth.
Port Area Designation Section 111 I am vetoing this section because the property-specific legislative circumvention of the chapter 91 regulatory process is inappropriate.
New Commission Section 117 I am vetoing this section because this function is presently being done by other executive and constitutional offices and will lead to inefficiencies.
Effective Date Section 122 I am vetoing this section because it is consistent with my veto of section 55 of this act.



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ATTACHMENT C

June 24, 2006

To the Honorable Senate and House of Representatives:

Pursuant to Article 56, as amended by Article 90, Section 3 of the Amendments to the Constitution, I am returning to you for amendment Section 21 of House Bill 5057, "An Act Relative to Economic Investments in the Commonwealth to Promote Job Creation, Economic Stability, and Competitiveness in the Massachusetts Economy."

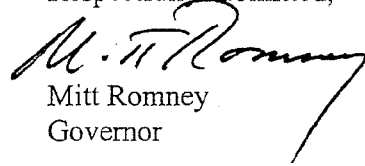
Section 21 establishes the Massachusetts Cultural Facilities Fund under the Massachusetts Development Finance Agency and requires that the \$13 million previously appropriated for the debt associated with the Hynes Convention Center be funded here. It is inappropriate to bind future legislators and Governors by codifying this appropriation. I also believe that we should not be providing public funds to private institutions of higher education but rather we should focus our resources on our public education system.

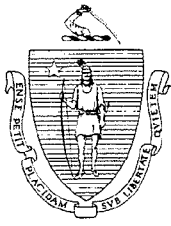
I therefore recommend that Section 21 of H. 5057 be amended by striking in subsection (b)(1) of section 42 of chapter 23G the following sentence:-

The fund shall also be credited in each fiscal year, subject to annual appropriation, an amount equal to the funds previously appropriated annually for payment of principal and interest on obligations issued for the rehabilitation, operation and maintenance of the Hynes Convention Center in budget line item 1599-0035, and in no case less than \$13,000,000 per annum.

and said section 21 be further amended by striking from the last sentence in the definition of "cultural facility" the words "or private" both times it appears.

Respectfully submitted,


Mitt Romney
Governor



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MITT ROMNEY
GOVERNOR

KERRY HEALEY
LIEUTENANT GOVERNOR

ATTACHMENT D

June 24, 2006

To the Honorable Senate and House of Representatives:

Pursuant to Article LVI, as amended by Article XC, Section 3 of the Amendments to the Constitution, I am returning to you for amendment Sections 25, 26, 27 and 28 of House Bill 5057, "An Act Relative to Economic Investments to Promote Job Creation, Economic Stability, and Competitiveness in the Massachusetts Economy."

These sections amend the Renewable Energy Portfolio Standard (RPS). The RPS is a requirement for all retail electricity suppliers to provide a minimum amount of electrical power produced from renewable energy to end use customers each year. The statute at M.G.L. Ch. 25A, Section 11F requires that the RPS minimum percentage obligation increase each year. The definition of renewable energy that may be used to fulfill this requirement does not include hydroelectric power. Additionally, the renewable energy that may be used to fulfill this requirement must come from a new generating source that begins commercial operation after December 31, 1997, or that represents an increase in generating capacity at an existing facility after that date.

These sections as currently drafted add small vintage hydroelectric facilities and incremental new energy from existing hydroelectric facilities to the type of energy eligible for Renewable Energy Certificates (RECs) within the RPS program.

Section 25 defines incremental new hydroelectric generation to be based on improvements made since December 31, 1997. While this provision is consistent with the allowance for improvements made at other renewable energy facilities, the sudden inclusion of all such improvements made over the past nine years could cause the REC market prices to fall to levels too low to encourage any new renewable energy development, thereby defeating the very purpose of the law. Therefore, I propose to change this eligibility to improvements made at hydroelectric facilities from this year forward, consistent with the original statute when it was passed in 1997.

Section 26 defines vintage hydroelectric generation. As explained below, I do not support the inclusion of vintage hydroelectric generation in the RPS program, and have therefore deleted this section.

Section 27 adds small vintage hydroelectric facilities to the types of energy eligible for RECs within the RPS program, but attempts to limit this provision to those located within the Commonwealth. I am concerned about the inclusion of vintage generation in the RPS program which historically targeted only new renewable energy generation. In effect, it would provide a financial windfall to existing generating units that do not need it. Further, while inclusion of the amount of such vintage generation from within the Commonwealth will not have a major impact on the existing REC market or ratepayers, this limitation will likely be challenged under the Dormant Commerce Clause, in that it will affect interstate commerce within the regional power market. As such, this amendment could result in the inclusion of energy from hydroelectric facilities throughout New England and New York which would substantially increase the amount of eligible RECs in the program. This would flood the REC market, causing REC prices to fall to levels too low to encourage any new renewable energy development, thereby defeating the very purpose of the law.

Section 28 increases the total RPS requirements to offset the addition of vintage hydroelectric generation. While Section 28 might stabilize REC prices, it would have the effect of increasing overall compliance costs that must be paid by Massachusetts consumers as a result of purchasing up to twice the level of RECs now required. Our analysis suggests that the additional cost to Massachusetts ratepayers could exceed \$50 million annually, nearly all of which would flow as a windfall to already existing hydroelectric units located outside the Commonwealth.

I seek to maintain the legislation's addition of incremental new hydroelectric generation to the RPS program. To promote the generation of new renewable energy and to protect Massachusetts ratepayers from increased compliance costs, I propose to amend these sections by striking the inclusion of energy from vintage hydroelectric facilities but allowing incremental new hydroelectric energy for eligibility for RECs. My amendment to Section 27 moves the placement of the incremental hydroelectric provision to later in the statute so as not to disrupt the more general definition of renewable energy that is currently used by other programs. By supporting such expansion of our region's hydroelectric facilities, we will bring valuable new, clean, renewable capacity to our fuel mix. Our analysis shows that this additional generation can be assimilated into the RPS program and help moderate REC prices, while maintaining sufficient financial incentive for continued renewable energy development.

I therefore recommend that:

Section 25 of H.5057 be hereby amended by striking out "1997" and inserting in place thereof "2005";

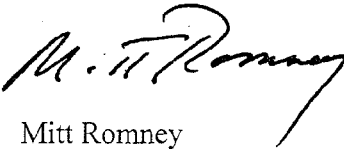
Section 26 of H.5057 be hereby amended by striking out said Section 26 in its entirety;

Section 27 of H.5057 be hereby amended by striking out said Section 27 and inserting in place thereof the following section:-

SECTION 27. Subsection (b) of section 11F of said chapter 25A, as so appearing, is hereby amended in line 33 by inserting after the words "clauses (vi) and (vii) herein", the following: ", but shall include incremental new hydroelectric generation which does not involve pumped storage of water or any new impoundment or diversion of water, and where such facility meets the requirements for classification as low impact hydropower as certified by the Low Impact Hydropower Institute or as certified by the division in accordance with comparable environmental certification standards."; and

Section 28 of H.5057 be hereby amended by striking out said Section 28 in its entirety.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "M. H. Romney", written in a cursive style.

Mitt Romney
Governor



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MITT ROMNEY
GOVERNOR

KERRY HEALEY
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ATTACHMENT E

June 24, 2006

To the Honorable Senate and House of Representatives:

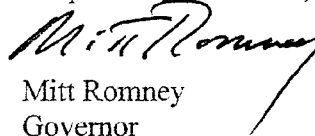
Pursuant to Article LVI, as amended by Article XC, Section 3 of the Amendments to the Constitution, I am returning to you for amendment Section 31 House Bill 5057, "An Act Relative to Economic Investments to Promote Job Creation, Economic Stability, and Competitiveness in the Massachusetts Economy."

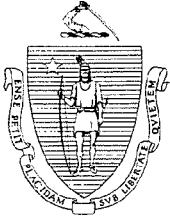
Section 31 creates five new funds in the State Finance Law titled the Scholar-Internship Match Fund, the International Education Fund, the Commonwealth Information Technology Initiative Fund, the Educational Rewards Grant Program Fund, and the Workforce Competitiveness Trust Fund.

At the present time there is no necessity for the Workforce Competitiveness Trust Fund because there are existing programs that provide workforce training and any monies should be deposited into those funds that are more effectively utilized for training programs tied to actual job opportunities. Additionally, I have vetoed sections 6 and 7 of House Bill 5057 and therefore the section creating the International Education Fund is not needed. (see Attachment B)

I therefore recommend that Section 31 in H. 5057 be hereby amended by striking in section 2 of chapter 29 both section VVV and section WWW in its entirety.

Respectfully submitted,


Mitt Romney
Governor



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GOVERNOR

KERRY HEALEY
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ATTACHMENT F

June 24, 2006

To the Honorable Senate and House of Representatives:

Pursuant to Article 56, as amended by Article 90, Section 3 of the Amendments to the Constitution, I am returning to you for amendment Section 52 of House Bill 5057, "An Act Relative to Economic Investments in the Commonwealth to Promote Job Creation, Economic Stability, and Competitiveness in the Massachusetts Economy."

The proposed Economic Stimulus bill would allow taxpayers who have generated certain tax credits to sell these credits. Sales of such credits are difficult for the Department of Revenue to track. They are also an inefficient way for the state to extend tax benefits. A taxpayer who generates \$100 of state credits may get only \$50 from a buyer. However when the buyer uses the credit, it cost the state the full \$100. As an alternative, I propose that these credits be refunded directly to the taxpayer who created the credit at 80% of face value if the taxpayer so elects. This would give more cash to the taxpayer and save money for the Commonwealth. I propose that this refund system be applied to all state tax credits that are currently transferable.

I therefore recommend that Section 52 of H. 5057 be amended by adding at the end thereof the following:-

"and said chapter 62 is hereby further amended by inserting before section 6 1/2 the following section:-

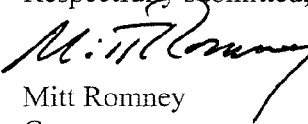
Section 6A. This section shall apply to credits earned beginning July 1, 2006 under subsections (j) or (l) of section 6, under section 6½ under section 6I, and under section 6J, of this chapter. It shall not apply to any other credits.

- (a) At the written election of a taxpayer entitled to a credit to which this section applies, the commissioner shall apply the credit against the liability of the taxpayer as determined on its return, as first reduced by any other available credits, and shall then refund to the taxpayer 80 percent of the balance of such

credits. An election under this subsection shall preclude any carryforward of the credit or any portion thereof to future taxable years.

- (b) The commissioner may require substantiation of a taxpayer's claim for refund under subsection (b) prior to any such refund or thereafter. No interest shall accrue on such refund under section 40 of chapter 62C prior the commissioner's receipt of such substantiation as he may reasonably request.
- (c) If a taxpayer does not elect a refundable credit under subsection (b), the credit shall be applied against the liability of the taxpayer as determined on its return and any balance may be carried forward and applied, as reduced from year to year, to future taxable years of the taxpayer to the extent otherwise allowable under this chapter. However, notwithstanding any provisions of this chapter to the contrary, no such credits shall be transferable to other taxpayers.
- (d) This section does not limit the availability or transferability of credits allocated or otherwise earned prior to the effective date of this section.
- (e) The commissioner shall promulgate such regulations or other written guidance as needed to implement the provisions of this section.
- (f) Such guidance shall include transition rules with regard to credit programs under which credits were previously transferable and shall include provisions allowing non-profit entities that have earned credits to which this section applies to receive direct refund of credit amounts pursuant to this section through the filing of such returns or applications as the commissioner may determine."

Respectfully submitted,



Mitt Romney
Governor



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MITT ROMNEY
GOVERNOR

KERRY HEALEY
LIEUTENANT GOVERNOR

ATTACHMENT G

June 24, 2006

To the Honorable Senate and House of Representatives:

Pursuant to Article 56, as amended by Article 90, Section 3 of the Amendments to the Constitution, I am returning to you for amendment Section 59 of House Bill 5057, "An Act Relative to Economic Investments in the Commonwealth to Promote Job Creation, Economic Stability, and Competitiveness in the Massachusetts Economy."

Section 59 establishes a tax credit for an amount equal to 100 per cent of the cost of user fees paid by any medical device company during the taxable year for which the tax is due for manufacturers of medical devices. As I stated in Attachment E, sales of such credits are difficult for the Department of Revenue to track. They are also an inefficient way for the state to extend tax benefits. A taxpayer who generates \$100 of state credits may get only \$50 from a buyer. However when the buyer uses the credit, it cost the state the full \$100. As an alternative, I propose that these credits be refunded directly to the taxpayer who created the credit at 80% of face value if the taxpayer so elects. This would give more cash to the taxpayer and save money for the Commonwealth. I propose that this refund system be applied to all state tax credits that are currently transferable.

I therefore recommend that Section 59 be amended by adding the following:-

"and that said chapter 63 is hereby amended by adding the following new section:-

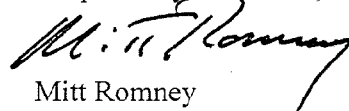
Section 32E. This section shall apply to credits earned beginning July 1, 2006 under sections 31H, 31L, 38Q; 38R, 38T, of this chapter. It shall not apply to any other credits.

- (a) At the written election of a taxpayer entitled to a credit to which this section applies, the commissioner shall apply the credit against the liability of the taxpayer as determined on its return, as first reduced by any other available credits, and shall then refund to the taxpayer 80 percent of the balance of such

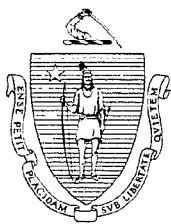
credits. An election under this subsection shall preclude any carryforward of the credit or any portion thereof to future taxable years.

- (b) The commissioner may require substantiation of a taxpayer's claim for refund under subsection (b) prior to any such refund or thereafter. No interest shall accrue on such refund under section 40 of chapter 62C prior the commissioner's receipt of such substantiation as he may reasonably request.
- (c) If a taxpayer does not elect a refundable credit under subsection (b), the credit shall be applied against the liability of the taxpayer as determined on its return and any balance may be carried forward and applied, as reduced from year to year, to future taxable years of the taxpayer to the extent otherwise allowable under this chapter. However, notwithstanding any provisions of this chapter to the contrary, no such credits shall be transferable to other taxpayers.
- (d) This section does not limit the availability or transferability of credits allocated or otherwise earned prior to the effective date of this section.
- (e) The commissioner shall promulgate such regulations or other written guidance as needed to implement the provisions of this section. Such guidance shall include transition rules with regard to credit programs under which credits were previously transferable and shall include provisions allowing non-profit entities that have earned credits to which this section applies to receive direct refund of credit amounts pursuant to this section through the filing of such returns or applications as the commissioner may determine."

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Mitt Romney", is written over the printed name and title.

Mitt Romney
Governor



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ATTACHMENT H

June 24, 2006

To the Honorable Senate and House of Representatives:

Pursuant to Article 56, as amended by Article 90, Section 3 of the Amendments to the Constitution, I am returning to you for amendment Section 74 of House Bill 5057, "An Act Relative to Economic Investments in the Commonwealth to Promote Job Creation, Economic Stability, and Competitiveness in the Massachusetts Economy."

This section obligates a utility company that owns infrastructure to expand the capacity of poles, ducts, conduits, and rights of way if necessary to accommodate new wireless attachments where such capacity may be "reasonably" expanded. Expenses for these attachments are borne by the company seeking the expansion. While I support measures designed to expand services and competition in the communications industry, this section, as drafted, may place burdensome obligations on incumbent owners of utility infrastructure to make drastic improvements to accommodate an attachment request. Further, this section may also cause unintended tax consequences for incumbent owners of utility infrastructure beyond what is immediately recoverable through rate proceedings. Such costs may be passed on to consumers through higher rates. The proposed amendment set forth below seeks to allow wireless attachments on a competitively neutral, non-discriminatory basis.

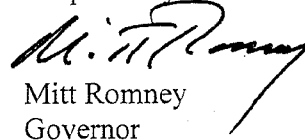
I therefore recommend that Section 74 of H. 5057 be amended by striking this section in its entirety and substituting therefore the following section:

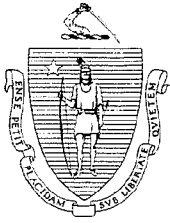
SECTION 74. Said section 25A of said chapter 166, as so appearing, is hereby amended by inserting after the definition of "Usable Space" the following definition :

"Wireless Provider" means any person, firm or corporation which provides commercial wireless communication services. A utility shall provide a licensee or wireless provider with nondiscriminatory access to any pole, duct, conduit, or right-of-way owned or controlled by it. Notwithstanding such obligation, a utility may deny a licensee or

wireless provider access to its poles, ducts, conduits, or rights-of-way, on a nondiscriminatory basis for valid reasons of insufficient capacity, reasons of safety, reliability, generally applicable engineering standards, or for good cause shown. This paragraph shall not apply to municipal lighting plants.

Respectfully submitted,


Mitt Romney
Governor



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ATTACHMENT I

June 24, 2006

To the Honorable Senate and House of Representatives:

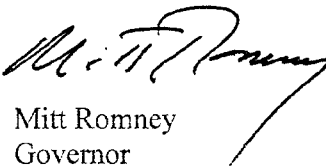
Pursuant to Article LVI, as amended by Article XC, Section 3 of the Amendments to the Constitution, I am returning to you for amendment Section 92 House Bill 5057, "An Act Relative to Economic Investments to Promote Job Creation, Economic Stability, and Competitiveness in the Massachusetts Economy."

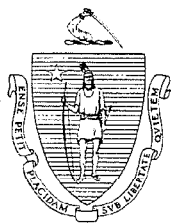
Section 92 creates earmarked funds in the Department of Education account in the 2006 General Appropriations Act.

One of these earmarks I am reducing in an amount equal to the funding in the 2006 General Appropriations Act and three of these earmarks have not been requested by the Department and therefore I am eliminating them.

I therefore recommend that section 92 of H.5057 be amended by striking the number "1,092,191" and replacing it with the number "942,191" and be further amended by striking all provisos after the first time the words "Community Organization;" appear.

Respectfully submitted,


Mitt Romney
Governor



THE COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE DEPARTMENT

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ATTACHMENT J

June 24, 2006

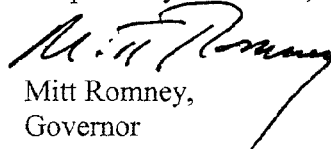
To the Honorable Senate and House of Representatives:

Pursuant to Article 56, as amended by Article 90, Section 3 of the Amendments to the Constitution, I am returning to you for amendment Section 95 of House Bill 5057, "An Act Relative to Economic Investments in the Commonwealth to Promote Job Creation, Economic Stability, and Competitiveness in the Massachusetts Economy."

Section 95 transfers \$30,000,000 from the General Fund to the Brownfields Redevelopment Fund. Today I signed Section 20 of this act which increases the grant limit for environmental assessments from \$50,000 to \$100,000; Office of Economic Development advises that based on reimbursements over the last six years a transfer of \$15 million will fund these important assessments for at least three years.

I therefore recommend that Section 95 of H. 5057 be amended by striking the number "30,000,000 and replacing it with the number "15,000,000".

Respectfully submitted,


Mitt Romney,
Governor